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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS
BEING DEPOSITED WITH THE UNITED STATES POSTAL
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ENVELOPE ADDRESSED TO: ATTENTION: BOX MISSING
PARTS, COMMISSIONER FOR PATENTS, WASHINGTON,
D.C. 20231, ON THE DATE NOTED BELOW MY SIGNATURE

Margaret B. White

Margaret B. White

6-26-01

DATE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Di Cesare et al

Docket No: D-43072-01

Serial No.: 09/806,812

Group Art No:

Filing Date: 04-03-01

Title: THERMOFORMABLE MULTI-LAYER POLYPROPYLENE FOAM
SHEET

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION UNDER 37 CFR 1.53(b)**

Attention: Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Sir:

With reference to the Notice to File Missing Parts dated May 2, 2001,
enclosed is:

1. A Copy of the Notice to File Missing Parts,
2. A Combined Declaration and Power of Attorney, and
3. A Preliminary Amendment.

Please charge payment of \$130 to Deposit Account No. 07-1765 for the
surcharge fee required under 37 C.F.R. 1.16(e).

07/09/2001 ATRAN1 00000025 071765 09806812

01 FC:154 130.00 CH

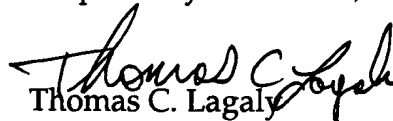


The Commissioner is hereby authorized to charge any other necessary and required prosecution fee which may be due to Deposit Account No. 07-1765.

Please address all correspondence to the below-indicated address.

The undersigned may be reached at (864) 433-2333.

Respectfully submitted,


Thomas C. Lagaly
Attorney for Applicant
Registration No. 34,652

CRYOVAC, INC.
P.O. Box 464
Duncan, S.C. 29334

JUNE 26, 2001
DATE



UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 02 2001

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NO.

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

072001

DI CESARE

G

D-43072-01-W

INTERNATIONAL APPLICATION NO.

PCT/EP99/07338

I.A. FILING DATE

PRIORITY DATE

10 APR 99

19 OCT 98

DATE MAILED:

02 MAY 2001

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494) ☒ an Elected Office (37 CFR 1.495):

- ☒ U.S. Basic National Fee. ☐ Indication of Small Entity Status.
☒ Copy of the international application. ☐ Translation of the international application into English.
☐ Oath or Declaration of inventors(s). ☐ Translation of Article 19 amendments into English.
☐ Copy of Article 19 amendments. ☒ Other: Claim 11 is a multiple of ten claims. You may want to correct when you send in your response.
☒ Priority Document.
☒ The International Preliminary Examination Report in English and its Annexes, if any.
☐ Translation of Annexes to the International Preliminary Examination Report into English.

2. ☐ Applicant has requested early processing under 35 U.S.C. 371(f) but has not filed the following indicated items and/or the indicated items in paragraph 3 below. The Basic National Fee and the copy of the international application must be filed prior to 20 or 30 months from the priority date to avoid abandonment.

- ☐ U.S. Basic National Fee. ☐ Copy of the international application.

3. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ☐ a. Translation of the application into English. A processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.
☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).
☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), properly identifying the application (preferably by the International application number and international filing date). A surcharge will be required if submitted later than the appropriate 20 or 30 months from the priority date.
☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.
☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

4. Additional claim fees of \$_____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

5. ☐ Applicant has not submitted the required sequence listing pursuant to 37 CFR 1.821-1.825. See attached PCT/DO/EO/920.

ALL OF THE ITEMS SET FORTH IN 3(a)-3(d), 4 AND 5 ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 22 OR 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

6. If box 3a or 3c is checked, a translation of the Annexes **MUST** be submitted no later than the time period set above or the Annexes will be cancelled. A processing fee will be required if submitted later than 20 or 30 months from the priority date.
7. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

- Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation
☐ PTO-875 ☐ PCT/DO/EO/920

Winson M Alvarado

FORM PCT/DO/EO/905 (March 2001)

Telephone: 703-305-6421